

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3323

IN THE MATTER OF:

Served April 28, 1989

YOUR WAY TRANSPORTATION, INC.,       )  
Suspension and Investigation of       )  
Revocation of Certificate No. 142    )

Case No. MP-89-02

The Compact, Title II, Article XII, Section 9(a) mandates that no certificate of public convenience and necessity issued under Section 4 of said Article "... shall remain in force unless the person . . . holding such certificate complies with such reasonable regulations as the Commission shall prescribe governing the filing and approval of surety bonds, policies of insurance, [and] qualifications as a self-insurer . . . in such reasonable amount as the Commission may require . . . ." See also Commission Regulation No. 62, as amended by Order No. 2721, served June 19, 1985.

The certificate of insurance on file for Your Way Transportation, Inc., shows a policy expiration date of August 23, 1989. However, by notice dated March 23, 1989, and amended by notice dated April 6, 1989, the insurance carrier advised the Commission that the insurance would be cancelled effective April 27, 1989. On March 28, 1989, and April 7, 1989, the Commission advised Your Way Transportation, Inc., by letter that an appropriate certificate evidencing new insurance or reinstatement must be filed on or before the above-specified cancellation date. No certificate or reinstatement of insurance has been filed. Accordingly, Your Way Transportation, Inc., appears to be in violation of Title II, Article XII, Section 9(a) of the Compact and Commission Regulation No. 62.

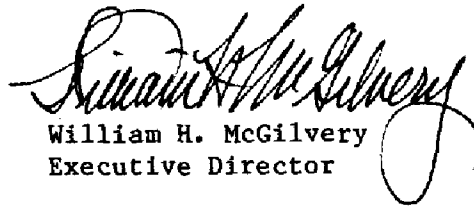
THEREFORE, IT IS ORDERED:

1. That the above-captioned proceeding is instituted pursuant to Title II, Article XII, Section 4(g) of the Compact for the purpose of determining whether Certificate of Public Convenience and Necessity No. 142 of Your Way Transportation, Inc., shall be revoked.
2. That Your Way Transportation, Inc., is made a party respondent to the above-captioned proceeding.
3. That Your Way Transportation, Inc., is directed, within 30 days from the date of service hereof, fully to comply with the provisions of the Compact, Title II, Article XII, Section 9(a) and Commission Regulation No. 62, and is further directed within the same 30 days to file with the Commission an appropriate certificate or reinstatement of insurance or such other evidence, in writing and under oath, as it may deem pertinent to show good cause why its Certificate of Public Convenience and Necessity No. 142 should be revoked.

4. That Certificate of Public Convenience and Necessity No. 142 issued to Your Way Transportation, Inc., is suspended until further order of the Commission, and Your Way Transportation, Inc., is directed to cease and desist from transportation subject to the Compact, until further order of the Commission.

5. That Your Way Transportation, Inc., is hereby provided an opportunity for hearing pursuant to the Compact, Title II, Article XII, Section 4(g), and is directed to file within 15 days of the service date of this order an appropriate motion pursuant to Commission Rule No. 15, if it desires an oral hearing on this matter.

FOR THE COMMISSION:

  
William H. McGilvery  
Executive Director